

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: NAGATAKE et al.

Serial No.: 09/868,106

Filed: June 14, 2001

Art Unit: 1614

Examiner: Rebecca Cook

Atty Docket No.:JG-HK-5084/500572.20040

PREVENTIVE AGAINST  
RESPIRATORY INFECTIOUS  
DISEASESRECEIVED  
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JUN 03 2004

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CUSTOMER NO. 026418

OFFICIAL

PETITION AND FEE FOR EXTENSION OF TIME  
PURSUANT TO 37 C.F.R. § 1.136(a)

Dear Sir:

Applicant hereby petitions for an extension of time for a total period of three months, through and including February 14, 2004 to respond to the Office Action mailed on August 14, 2003. If an additional extension of time is required to insure that this paper is timely filed, please consider this a petition therefor.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being

## MAILED

deposited with the United States Postal Service on February 11, 2004 with sufficient postage as EXPRESS MAIL NO. EV 398 728 505 US in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## FACSIMILE

transmitted by facsimile on [date] to the U.S. Patent and Trademark Office.

Danielle E. Johnson

Type Signature Name

  
 (Signature of person mailing paper or fee)

(Signature of person mailing paper or fee)

The Response to Office Action for which this extension is requested

is filed herewith.

has been filed.

The response is the filing of a continuing application on the same date hereof, and the abandonment of this application is expressly conditioned on the granting of a filing date for the continuing application.

Applicant is

a small entity - verified statement

is attached.

has been filed.

other than a small entity.

The extension fee required under 37 C.F.R. § 1.17(a)(1)-(a)(5) is calculated below:

	<u>LARGE ENTITY</u>	<u>SMALL ENTITY</u>
<input type="checkbox"/> one month	\$ 110	\$ 55
<input type="checkbox"/> two months	\$ 410	\$ 205
<input checked="" type="checkbox"/> three months	\$ 930	\$ 465
<input type="checkbox"/> four months	\$1,450	\$ 725
<input type="checkbox"/> five months	\$1,970	\$985
Fee:	\$930	\$ [amount]

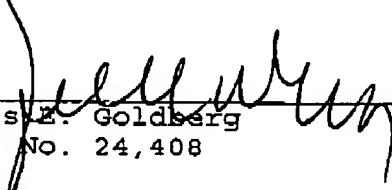
Applicant encloses herewith a check for \$930.00 to cover the extension of time fee for three months.

The Commissioner is authorized to charge the \$[amount] extension fee to Deposit Account No. 18-0582.

The Commissioner is hereby authorized to charge payment of any additional extension fees associated with this communication or credit any overpayment to Deposit Account No. 50-1529. A duplicate copy of this petition is attached.

Respectfully submitted,

Dated: February 11, 2004

By   
Jules E. Goldberg  
Reg. No. 24,408

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